

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--|---|----------------------------|
| In re Application of: |) | |
| |) | |
| Gabin VIC et al. |) | |
| |) | |
| Application No.: New U.S. Patent Application |) | Group Art Unit: Unassigned |
| |) | |
| Filed: September 23, 2003 |) | Examiner: Unassigned |
| |) | |
| For: COSMETIC COMPOSITION |) | |
| COMPRISING AN EXOGENOUS |) | |
| LIGAND-RECEPTOR SYSTEM |) | |
| ADSORBED OR COVALENTLY |) | |
| ATTACHED TO KERATIN MATERIALS, |) | |
| AND HAIR TREATMENT USING THIS |) | |
| COMPOSITION OR CONSTITUENT |) | |
| ELEMENTS THEREOF |) | |

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed concurrently with the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached 1449 form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **DD 260 132** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
2. **EP 0 862 907** - This document is believed to be related to U.S. Patent No. 6,063,367, submitted herewith.
3. **FR 2 383 660** - This document is believed to be related to U.S. Patent No. 4,240,450, submitted herewith.

Applicants have enclosed a copy of the priority application's French Search Report for the Examiner's consideration.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent Office the relevant facts and law regarding the appropriate status of such documents.

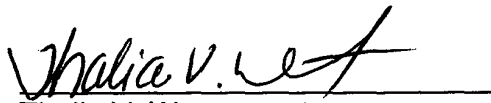
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Attorney Docket No. 06028.0026-00
Application No. Unassigned

If there is any fee due in connection with the filing of this Statement, please
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Thalia V. Warnement
Reg. No. 39,064

Date: September 23, 2003

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

| | | | |
|------------------|--------------------|-----------------|------------|
| Atty. Docket No. | 06028.0026-00000 | Application No. | Unassigned |
| Applicant | Gabin VIC et al. | | |
| Filing Date | September 23, 2003 | Group: | Unassigned |

| U.S. PATENT DOCUMENTS | | | | | | | |
|-----------------------|---|-----------------|---------------|-----------------|-------|-----------|----------------------------|
| Examiner Initial* | | Document Number | Date | Name | Class | Sub Class | Filing Date If Appropriate |
| | 1 | 4,240,450 | Dec. 23, 1980 | Grollier et al. | | | |
| | 2 | 6,063,367 | May 16, 2000 | Manzo et al. | | | |
| | | | | | | | |
| | | | | | | | |

| FOREIGN PATENT DOCUMENTS | | | | | | | |
|--------------------------|----|-----------------|---------------|---------|-------|-----------|-----------------------|
| | | Document Number | Date | Country | Class | Sub Class | Translation Yes or No |
| | 3 | DD 260 132 | Sep. 14, 1988 | Germany | | | Abstract |
| | 4 | EP 0 634 161 | Jan. 18, 1995 | Europe | | | |
| | 5 | EP 0 667 141 | Aug. 16, 1995 | Europe | | | |
| | 6 | EP 0 862 907 | Sep. 9, 1998 | Europe | | | No |
| | 7 | FR 2 383 660 | Oct. 13, 1978 | France | | | No |
| | 8 | WO 98/09607 | Mar. 12, 1998 | PCT | | | |
| | 9 | WO 94/00099 | Jan. 6, 1994 | PCT | | | |
| | 10 | WO 01/07009 | Feb. 1, 2001 | PCT | | | |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | |
|--|----|--|
| | 11 | Patent Abstracts of Japan, Vol. 1996, No. 05, May 31, 1996, JP 08 26950. |
| | | |
| | | |
| | | |

| | |
|---|---|
| Examiner | Date Considered |
| *Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |
| Form PTO 1449 | Patent and Trademark Office - U.S. Department of Commerce |